

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: By **CHAIRMAN SCOTT MENDENHALL**, on February 18, 2005 at 3:50 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Scott Mendenhall, Chairman (R)
Rep. Jill Cohenour, Vice Chairman (D)
Rep. Bernie Olson, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. John Balyeat (R)
Rep. Bob Bergren (D)
Rep. George Golie (D)
Rep. Larry Jent (D)
Rep. Jim Keane (D)
Rep. Gary MacLaren (R)
Rep. Bruce Malcolm (R)

Members Excused:

Rep. Monica Lindeen (D)

Members Absent: None.

Staff Present: Kyanne Kelly, Committee Secretary
Leanne Kurtz, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 746, 2/14/2005; HB 678, 2/14/2005; HB 645, 2/14/2005; HB 711, 2/14/2005; HB 651, 2/14/2005
Executive Action: HB 746, HB 678, HB 645, HB 604, HB 630, HB 651, HB 683, HB 688, HB 711, HB 65

HEARING ON HB 746

Opening Statement by Sponsor:

REP. HARRY KLOCK (R), HD 83, opened the hearing on HB 746, Clarify vehicle registration requirements for active duty Montanans.
00:0:04

Proponents' Testimony:

00:01:01 Roger Hagen, National Guard

[EXHIBIT\(trh40a01\)](#)

00:01:17 Rhonda Carpenter Wiggers, Montana Treasures Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:02:03

EXECUTIVE ACTION ON HB 746

Motion/Vote: REP. BERGREN moved that HB 746 DO PASS. Motion carried unanimously by voice vote. REP. LINDEEN voted by proxy.

HEARING ON HB 678

Opening Statement by Sponsor:

REP. JILL COHENOUR (D), HD 78, opened the hearing on HB 678, Revise length limits on triple-trailer truck configuration.
00:04:00

Proponents' Testimony:

00:04:12 Jim Lynch, Department of Transportation

00:10:10 Don Judge, Teamsters Local 190

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:10:49

Closing by Sponsor:

00:12:15

EXECUTIVE ACTION ON HB 678

Motion: REP. OLSON moved that HB 678 DO PASS.

Motion/Vote: REP. BERGREN moved that HB 678 be amended . Motion carried unanimously by voice vote. REP. LINDEEN voted by proxy. [EXHIBIT](#)(trh40a02)

Motion/Vote: REP. COHENOUR moved that HB 678 DO PASS AS AMENDED. Motion carried unanimously by voice vote. REP. LINDEEN voted by proxy.

HEARING ON HB 645

Opening Statement by Sponsor:

REP. PAUL CLARK (D), HD 13, opened the hearing on HB 645, Revise laws governing special license plates for permanently disabled persons.

00:16:25

Proponents' Testimony:

00:18:19 Rhonda Carpenter Wiggers, County Treasures Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:19:12

Closing by Sponsor:

00:19:37

EXECUTIVE ACTION ON HB 645

Motion/Vote: REP. JENT moved that HB 645 DO PASS. Motion carried unanimously by voice vote. REP. LINDEEN voted by proxy.

Motion/Vote: REP. BERGREN moved that HB 645 BE PLACED ON THE CONSENT CALENDAR. Motion carried unanimously by voice vote. REP. LINDEEN voted by proxy.

HEARING ON HB 711

Opening Statement by Sponsor:

REP. JOE MCKENNEY (R), HD 18, opened the hearing on HB 711, Revise insurance stacking law.
00:22:49

Proponents' Testimony:

00:26:34 Roger McGlenn, Independent Insurance Agents

[EXHIBIT\(trh40a03\)](#)

[EXHIBIT\(trh40a04\)](#)

00:29:19 Nikki Smith, Western States Insurance Company

00:32:45 Spook Stang, Montana Motor Carriers Association

00:34:30 Barbara Ranf, Montana Chamber of Commerce

00:34:51 Riley Johnson, National Federation of Independent Business

00:35:18 Jacqueline Lenmark, American Insurance Group

Opponents' Testimony:

00:38:00 Jed Fitch, Montana Trial Lawyers Association

Informational Testimony: None

Questions from Committee Members and Responses:

00:46:48

Closing by Sponsor:

01:07:36

HEARING ON HB 651

Opening Statement by Sponsor:

REP. JILL COHENOUR (D), HD 78, opened the hearing on HB 651,
Revise laws relating to off-highway vehicles and quadricycles.
01:09:08

[EXHIBIT](#)(trh40a05)

Proponents' Testimony: None

Opponents' Testimony:

01:25:30 REP. DEE BROWN, HD 3, HUNGRY HORSE

01:27:06 Mona Ehnes, Trail Bike Riders

[EXHIBIT](#)(trh40a06)

01:31:38 Doug Abelin, Montana Trail Riders Association

[EXHIBIT](#)(trh40a07)

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

01:36:03

EXECUTIVE ACTION ON HB 604

Motion: REP. OLSON moved that HB 604 DO PASS.

Discussion:

02:11:34

Vote: Motion failed 6-6 with REP. BERGREN, REP. COHENOUR, REP.
GOLIE, REP. JENT, REP. KEANE, and REP. LINDEEN voting aye. REP.
LINDEEN voted by proxy.

EXECUTIVE ACTION ON HB 630

Motion: REP. OLSON moved that HB 630 DO PASS.

Discussion:

02:15:33

Vote: Motion carried 9-3 by roll call vote with REP. GOLIE, REP.
JENT, and REP. KEANE voting no. REP. LINDEEN voted by proxy.

EXECUTIVE ACTION ON HB 651

Motion: REP. COHENOUR moved that HB 651 DO PASS.

Discussion:

02:24:57

Vote: Motion failed 1-11 with REP. COHENOUR voting aye. REP. LINDEEN voted by proxy.

Motion/Vote: REP. GOLIE moved that HB 651 BE TABLED AND THE VOTE REVERSED. Motion carried 11-1 with REP. COHENOUR voting no. REP. LINDEEN voted by proxy.

EXECUTIVE ACTION ON HB 683

Motion: REP. OLSON moved that HB 683 DO PASS.

Motion: REP. KEANE moved that HB 683 BE AMENDED.

Discussion:

02:29:39

[EXHIBIT](#)(trh40a08)

Vote: Motion carried 11-1 by voice vote with REP. COHENOUR voting no. REP. LINDEEN voted by proxy.

Motion/Vote: REP. KEANE moved that HB 683 DO PASS AS AMENDED. Motion carried 11-1 by voice vote with REP. COHENOUR voting no. REP. LINDEEN voted by proxy.

EXECUTIVE ACTION ON HB 688

Motion: REP. KEANE moved that HB 688 DO PASS.

Discussion:

02:35:10

[EXHIBIT](#)(trh40a09)

Motion: REP. OLSON moved that HB 688 BE AMENDED.

Discussion:

02:35:57

[EXHIBIT](#)(trh40a10)

Vote: Motion carried unanimously by voice vote. REP. LINDEEN voted by proxy.

Motion/Vote: REP. OLSON moved that HB 688 DO PASS AS AMENDED. Motion carried unanimously by voice vote. REP. LINDEEN voted by proxy.

EXECUTIVE ACTION ON HB 711

Motion: REP. OLSON moved that HB 711 DO PASS.

Discussion:

02:39:51

Vote: Motion failed 3-9 by roll call vote with REP. ARNTZEN, REP. MENDENHALL, and REP. OLSON voting aye. REP. LINDEEN voted by proxy.

Motion/Vote: REP. KEANE moved that HB 711 BE TABLED AND THE VOTE REVERSED. Motion carried 9-3 by voice vote with REP. ARNTZEN, REP. MENDENHALL, and REP. OLSON voting no. REP. LINDEEN voted by proxy.

EXECUTIVE ACTION ON HB 65

Motion: REP. ARNTZEN moved HB 65 be taken from the table.

Vote: Motion failed 4-7 with REP. ARNTZEN, REP. GOLIE, REP. MACLAREN, and REP. MENDENHALL voting aye. REP. LINDEEN voted by proxy.

ADJOURNMENT

Adjournment: 6:45 P.M.

REP. SCOTT MENDENHALL, Chairman

KYANNE KELLY, Secretary

SM/kk

Additional Exhibits:

EXHIBIT ([trh40aad0.PDF](#))